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7 Attorneys for Plaintiff/Counterclaim Defendant,
CONTINENTAL D.I.A. DIAMOND PRODUCTS, INC.

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 CONTINENTAL D.I.A. DIAMOND
12 PRODUCTS, INC., a California corporation,

13 Plaintiff,

14 vs.

15 DONG YOUNG DIAMOND INDUSTRIAL
16 CO., LTD., a South Korean company,
17 DONGSOO LEE, an individual, and DOES 1-
10, inclusive,

18 Defendants.

Case No. CV 08-2136 SI

**STIPULATION AND [PROPOSED] ORDER
EXTENDING TIME FOR PLAINTIFF
CONTINENTAL D.I.A. DIAMOND
PRODUCTS, INC. TO RESPOND TO
DEFENDANTS' COUNTERCLAIMS**

Judge: Honorable Susan Illston

Complaint Filed: April 24, 2008
Trial Date: None Set

21 **STIPULATION**

22 WHEREAS, on April 24, 2008, Plaintiff CONTINENTAL D.I.A. DIAMOND PRODUCTS,
23 INC. ("Continental") filed suit for trademark infringement, unfair competition and related claims
24 against, Defendant DONG YOUNG DIAMOND INDUSTRIAL CO., LTD. ("Dong Young"), and
25 DONGSOO LEE ("Lee") (collectively "Defendants").

26 WHEREAS on June 26, 2008, Defendants filed an Answer, Affirmative Defenses, and
27 Counterclaims, Docket No. 18 ("Counterclaims").

28 WHEREAS, Continental's response to the Counterclaims is currently due on July 16, 2008.

1 WHEREAS given that the Counterclaims raise (14) fourteen causes of action, and
2 Continental's principal has been traveling, Continental has requested an extension of time to
3 respond;

4 WHEREAS, this is the first extension sought in relation to the Counterclaims, this extension
5 is not for the purpose of delay, and the parties believe that this extension of time will not affect any
6 dates that have been set by the Court.

7 ACCORDINGLY, the parties, by and through their undersigned counsel, HEREBY
8 STIPULATE that Continental's response to the Counterclaims filed by Defendants, which was
9 originally due on July 16, 2008, may be filed and served up to and including July 23, 2008.

10 Dated: July 9, 2008 MINTZ LEVIN COHN FERRIS GLOVSKY AND POPEO P.C.

11 /s/ Karineh Khachatourian

12 By: KARINEH KHACHATOURIAN

13 Attorneys for Plaintiff/Counterclaim Defendant,
14 Continental D.I.A. Diamond Products, Inc.

15 Dated: July 9, 2008 PRETI FLAHERTY BELIVEAU & PACHIOS, LLP

16 /s/ Alfred C. Frawley

17 By: ALFRED C. FRAWLEY

18 Attorneys for Defendant/Counterclaim Plaintiff,
19 Dong Young Diamond Industrial Co., Ltd., and Dongsoo Lee

20 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

21 Dated: July __, 2008

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23 THE HONORABLE SUSAN ILLSTON
24 UNITED STATES DISTRICT COURT JUDGE
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